

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MARYLAND

IN RE MICROSOFT CORP.  
ANTITRUST LITIGATION.

MDL Docket No. 1332

Hon. J. Frederick Motz

This Document relates to:  
*Be Incorporated v. Microsoft Corp.*

Civil Action No. C-02-0837  
(*N.D. Cal.*)

Civil Action No. 1:02CV02738

**NOTICE OF SERVICE OF  
MICROSOFT CORPORATION'S MOTION TO COMPEL  
BE INCORPORATED TO PRODUCE SERVER DOCUMENTS**

Pursuant to Local Rule 104.8(a), Microsoft hereby gives notice that, on April 17, 2003, counsel for Be Incorporated was served with the following:

- Microsoft Corporation's Motion to Compel Be Incorporated to Produce Server Documents;
- Memorandum in Support of Microsoft Corporation's Motion to Compel Be Incorporated to Produce Server Documents; and
- Declaration of Brendan T. Mangan in Support of Microsoft Corporation's Motion to Compel Be Incorporated to Produce Server Documents.

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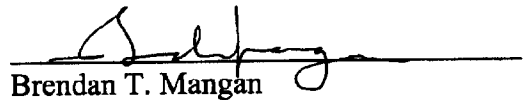
A certificate of service is attached hereto.

DATED this 17<sup>th</sup> day of April, 2003.

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**DECLARATION OF SERVICE**

I, Kristine Dippold, declare as follows:

I am employed in Seattle, King County, Washington; I am over the age of 18 years and not a party to this action. On April 17, 2003, I served the following documents and this Declaration of Service:

- Notice of Service of Microsoft Corporation's Motion to Compel Be Incorporated to Produce Server Documents
- Microsoft Corporation's Motion to Compel Be Incorporated to Produce Server Documents;
- Memorandum in Support of Microsoft Corporation's Motion to Compel Be Incorporated to Produce Server Documents; and
- Declaration of Brendan T. Mangan in Support of Microsoft Corporation's Motion to Compel Be Incorporated to Produce Server Documents.

The above documents were served upon the following attorneys in the manner set forth below:

Via Hand-Delivery:

Ian Crosby  
Susman Godfrey LLP  
1201 3rd Avenue, Suite 3100  
Seattle, WA 98101

Via U.S. Mail:

Stanley M. Chesley  
Waite, Schneider, Bayless; Chesley, L.P.A.  
1513 Fourth and Vine Tower  
One West Fourth Street  
Cincinnati, OH 45202

Via U.S. Mail:

Michael D. Hausfeld  
Cohen, Milstein, Hausfeld & Toll, L.L.C.P.  
1100 New York Avenue NW  
West Tower, Suite 599  
Washington, DC 20005-3964

Via U.S. Mail:

James P. Ulwick  
Kramon & Graham, P.A.  
One South Street, Suite 2600  
Baltimore, MD 21202-3201

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

EXECUTED at Seattle, Washington, this 17 day of April, 2003.

  
\_\_\_\_\_  
Kristine Dippold